

BellSouth Telecommunications, Inc
333 Commerce Street
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Nashville, TN 37201-3300

guy.hicks@bellsouth.com

 **BELLSOUTH**

RECEIVED

2005 APR 29

Guy M Hicks
General Counsel

TRA. DOCKET
615 214 6301
Fax 615 214 7406

April 28, 2005

VIA HAND DELIVERY

Hon. Pat Miller
Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

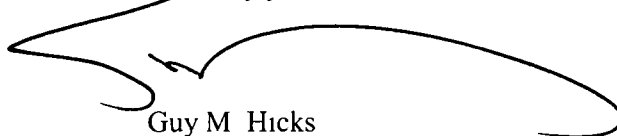
Re *Approval of the Amendments to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc and Electric Power Board of Chattanooga Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*
Docket No 05-00/21

Dear Chairman Miller

Pursuant to Section 252(e) of the Telecommunications Act of 1996, Electric Power Board of Chattanooga and BellSouth Telecommunications, Inc are hereby submitting to the Tennessee Regulatory Authority the original and fourteen copies of the attached Petition for Approval of the Amendments to the Interconnection Agreement dated July 17, 2003. The first Amendment adds Bulk Migration to the Agreement and the second Amendment modifies the Notice provision in the Agreement.

Thank you for your attention to this matter

Sincerely yours,



Guy M Hicks

cc Electric Power Board of Chattanooga

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, Tennessee

In re: *Approval of the Amendments to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. and Electric Power Board of Chattanooga Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. _____

PETITION FOR APPROVAL OF THE
AMENDMENTS TO THE INTERCONNECTION AGREEMENT
NEGOTIATED BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.
AND ELECTRIC POWER BOARD OF CHATTANOOGA
PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996

COME NOW, Electric Power Board of Chattanooga ("EPB Telecommunications") and BellSouth Telecommunications, Inc., ("BellSouth"), and file this request for approval of the Amendments to the Interconnection Agreement dated July 17, 2003 (the "Amendment") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, EPB Telecommunications and BellSouth state the following:

1. EPB Telecommunications and BellSouth have successfully negotiated an agreement for interconnection of their networks, the unbundling of specific network elements offered by BellSouth and the resale of BellSouth's telecommunications services to EPB Telecommunications. The Interconnection Agreement was approved by the Tennessee Regulatory Authority ("TRA") on August 18, 2003.

2. The parties have recently negotiated two Amendments to the Agreement. The first Amendment adds Bulk Migration to the Agreement and the second Amendment modifies the Notice provision in the Agreement. Copies of the Amendments are attached hereto and incorporated herein by reference.

3. Pursuant to Section 252(e) of the Telecommunications Act of 1996, EPB Telecommunications and BellSouth are submitting their Amendments to the TRA for its consideration and approval. The Amendments provide that either or both of the parties is authorized to submit the Amendments to the TRA for approval.

4. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Amendments between BellSouth and EPB Telecommunications within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity

5. EPB Telecommunications and BellSouth aver that the Amendments are consistent with the standards for approval.

EPB Telecommunications and BellSouth respectfully request that the TRA approve the Amendments negotiated between the parties.

This 28th day of April, 2005.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC

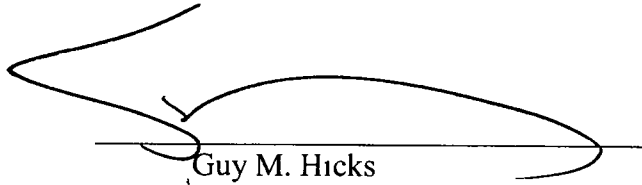
By: 

Guy M. Hicks
333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300
(615) 214-6301
Attorney for BellSouth

CERTIFICATE OF SERVICE

I, Guy M. Hicks, hereby certify that I have served a copy of the foregoing Petition for Approval of the Amendments to the Interconnection Agreement on the following via United States Mail on the 28th day of Apr. 2005:

Electric Power Board of Chattanooga
536 Market Street
P.O. Box 182255
Chattanooga, Tennessee 37422-7255



Guy M. Hicks

**Amendment to the Agreement
Between
Electric Power Board of Chattanooga
and
BellSouth Telecommunications, Inc.
Dated July 17, 2003**

Pursuant to this Amendment, (the "Amendment"), Electric Power Board of Chattanooga ("EPB Telecommunications"), and BellSouth Telecommunications, Inc ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated July 17, 2003 ("Agreement") to be effective the date of the last signature executing the Amendment ("Effective Date")

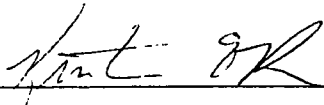
WHEREAS, BellSouth and EPB Telecommunications entered into the Agreement on July 17, 2003, and,

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. The Parties agree to add the following language as a new Section 2.1.12 to Attachment 2 of the Agreement as follows:
 - 2.1.12 Bulk Migration. BellSouth will make available to EPB Telecommunications a Bulk Migration process pursuant to which EPB Telecommunications may request to migrate port/loop combinations, provisioned pursuant to a separate agreement between the parties, to Loops (UNE-L). The Bulk Migration process may be used if such loop/port combinations are (1) associated with 2 or more Existing Account Telephone Numbers (EATNs); and (2) located in the same Central Office. The terms and conditions for use of the Bulk Migration process are described in the BellSouth CLEC Information Package, incorporated herein by reference as it may be amended from time to time. The CLEC Information Package is located at www.interconnection.bellsouth.com/guides/html/unel.html. The rates for the Bulk Migration process shall be the nonrecurring rates associated with the Loop type being requested on the Bulk Migration, as set forth in Exhibit B of this Attachment. Additionally, OSS charges will also apply. Loops connected to Integrated Digital Loop Carrier (IDLC) systems will be migrated pursuant to Section 2.6 of this Attachment.
2. All of the other provisions of the Agreement, dated July 17, 2003, shall remain in full force and effect.
3. Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996.

IN WITNESS WHEREOF, the Parties have executed this Amendment the day and year written below

BellSouth Telecommunications, Inc.

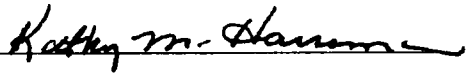
By 

Name Kristen Rowe

Title Director

Date 3/4/05

Electric Power Board of Chattanooga

By 

Name Katay M. Harriman

Title V.P. Telecom

Date 3/3/05

**Amendment to the Agreement
Between
Electric Power Board of Chattanooga
and
BellSouth Telecommunications, Inc.
Dated July 17, 2003**

Pursuant to this Amendment, (the "Amendment"), Electric Power Board of Chattanooga ("EPB Telecommunications"), and BellSouth Telecommunications, Inc ("BellSouth"), hereinafter referred to collectively as the "Parties," hereby agree to amend that certain Interconnection Agreement between the Parties dated July 17, 2003 ("Agreement") to be effective the date of the last signature executing the Amendment ("Effective Date")

WHEREAS, BellSouth and EPB Telecommunications entered into the Agreement on July 17, 2003, and,

NOW THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows

- 1 The Parties agree to delete and replace in its entirety Section 21.1 of General Terms and Conditions and replace with new Section 21.1 as follows

- 21.1 With the exception of billing notices, governed by Attachment 7, every notice, consent or approval of a legal nature, required or permitted by this Agreement shall be in writing and shall be delivered either by hand, by overnight courier or by US mail postage prepaid, or email if an email address is listed below, addressed to

BellSouth Telecommunications, Inc.

BellSouth Local Contract Manager
600 North 19th Street, 10th floor
Birmingham, AL 35203

and

ICS Attorney
Suite 4300
675 West Peachtree Street
Atlanta, GA 30375

Electric Power Board of Chattanooga

Kathy Harriman
Vice President of Telecommunications
536 Market Street
P O Box 182255
Chattanooga, Tennessee 37422-7255
Phone Number 423-648-1502
Fax Number 423-648-1590
e-mail harrimankm@epb.net

- 2 All of the other provisions of the Agreement, dated July 17, 2003 shall remain in full force and effect
- 3 Either or both of the Parties are authorized to submit this Amendment to the respective state regulatory authorities for approval subject to Section 252(e) of the Federal Telecommunications Act of 1996

IN WITNESS WHEREOF, the Parties have executed this Amendment the day and year written below

BellSouth Telecommunications, Inc.

By Kristen Rowe

Name Kristen Rowe

Title Director

Date 3/14/05

Electric Power Board of Chattanooga

By Kathy M. Harrison

Name KATHY M. HARRISON

Title V.P. Telecom

Date 3/4/05